

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

MIRANDA D'ANCONA, MARIE RUPERT,
DORIS KAUFMAN

Plaintiffs,

-against-

D& R TRANSPORT, (a/k/a P.S. INC.) and
DONALD P. MOORE

Defendants.

:
: **Index No. 07 CIV 5788(LTS)**

:
: **MOTION TO STRIKE THE COMPLAINT**
: **OR IN THE ALTERNATIVE TO COMPEL**
: **DISCOVERY**

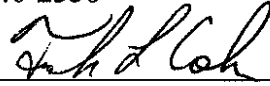
C O U N S E L:

PLEASE TAKE NOTICE, that defendants **D&R TRANSPORT and DONALD P. MOORE**, by their attorneys, LAW OFFICES OF CHARLES J. SIEGEL, will move the United States District Court, Southern District of New York for an Order pursuant to Federal Rules of Civil Practice 37(a), to strike plaintiff's complaint with prejudice based upon plaintiffs failure to submit automatic disclosure in this matter, or, in the alternative, for an Order (i) directing plaintiff MARIE RUPERT to provide automatic disclosure pursuant to Federal Rules of Civil Procedure and (ii) requiring plaintiff and her counsel to pay the costs associated with this motion, including attorneys fees.

Dated: New York, New York
July 14, 2008

Yours, etc.

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